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Filing date: **09/28/2020**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91255070
Party	Defendant Mark Olmstead
Correspondence Address	LEE B HUNT BRACKETT & ELLIS PC 100 MAIN ST FORT WORTH, TX 76102 UNITED STATES Primary Email: lhunt@belaw.com Secondary Email(s): jcleveland@belaw.com 817-339-2440
Submission	Motion to Amend Application
Filer's Name	Lee B. Hunt
Filer's email	lhunt@belaw.com, csacks@belaw.com
Signature	/Lee B. Hunt/
Date	09/28/2020
Attachments	UNOPPOSED MOTION TO AMEND APPLICATIONS.pdf(467941 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

VIVO MOBILE COMMUNICATION CO., LTD	)	
	)	Opposition Nos.:
	)	91255067
Opposer,	)	91255068
	)	91255069
	)	91255070
	)	
v.	)	
	)	
	)	
	)	
	)	
MARK OLMSTEAD,	)	Application Serial Nos.:
	)	88373010
	)	88372977
Applicant.	)	88372942
	)	88372108
	)	

UNOPPOSED (CONSENTED) MOTION TO AMEND THE APPLICATIONS

COMES NOW Mark Olmstead, by and through counsel, applicant for U.S. Trademark Application Nos. 88372942, 88373010, 88372977, and 88372108. These applications are the subject of Opposition Nos. 91255067, 91255069, 91255070, and 91255068.

On July 13, 2020, opposer and applicant jointly agreed to a suspension of all oppositions in furtherance of settlement negotiations. The parties now agree to the following amendment to each application and ask that these applications be amended accordingly:

Original Identification of Goods (all applications): Downloadable computer software for use as digital currency wallets for use in transferring money and vouchers via mobile phones, smart devices, and online computer networks.

Stipulated Amended Identification of Goods (all applications): Downloadable computer software for use as digital currency wallets for use in transferring money and vouchers via mobile phones, smart devices, and online computer networks*, for use in the lottery, betting, gaming, and wagering industries.*

This amendment narrows the goods by limiting the industries of use. The parties agree that this amendment will allow the marks to coexist. Further, the parties agree to file a consented motion to dismiss these oppositions subsequent to acceptance and entry of these amendments.

Respectfully submitted,

Lee B. Hunt
Texas State Bar No. 24082257

Joseph F. Cleveland, Jr.
Texas State Bar No. 04378900

BRACKETT & ELLIS, P.C.
100 Main Street
Fort Worth, TX. 76102-3090
Telephone (817) 338-1700
Facsimile (817) 870-2265
lhunt@belaw.com
jcleveland@belaw.com

ATTORNEYS FOR APPLICANT

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the ____th day of _____, 2020 service of Applicant's Unopposed Motion to Amend the Applications was made to the attorney of record for Opposer *via* Email:

DAVID SILVER; NAZLY AILEEN BAYRAMOGLU

BAYRAMOGLU LAW OFFICES LLC

1540 W WARM SPRINGS ROAD, SUITE 100 HENDERSON, NV 89014

UNITED STATES

david@bayramoglu-legal.com

nazly@bayramoglu-legal.com,
tm@bayramoglu-legal.com,
gokalp@bayramoglu-legal.com,
deniz@bayramoglu-legal.com

Phone: 702-462-5973

By: _____
Lee B. Hunt